



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Employment Security Department

Subject of possible rule making: WAC 192-320-035 and new WAC 192-320-036, implementing SSB 6524 on delinquent tax rates for unemployment insurance effective beginning in tax rate year 2011.

Statutes authorizing the agency to adopt rules on this subject: RCW 50.12.010 and 50.12.040

Reasons why rules on this subject may be needed and what they might accomplish: SSB 6524 was enacted in 2010 and establishes new rates for employers delinquent in the payment of unemployment insurance taxes, beginning with rate year 2011. Amendments to WAC 192-320-035 will limit that WAC through rate year 2010 and new WAC 192-320-036 will establish rates beginning in rate year 2011.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The United States Department of Labor (USDOL) reviews the state's administration of the UI program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of UI laws as long as conformity is maintained. The proposed rules will be shared with USDOL prior to adoption.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study

☒ Other (describe) Proposed rules will be shared with stakeholders identified in the rule-making process. We will solicit input from stakeholders and consider all written comments in the development of the final rules.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Interested parties can participate in the decision to adopt new rules and the formulation of proposed rules before publication by contacting Juanita Myers, Unemployment Insurance Rules Coordinator, Employment Security Department, P.O. Box 9046, Olympia WA 98507-9046, phone (360) 902-9665, fax (360) 902-9799, email jmyers@esd.wa.gov. Please include your name, organization (if any), mailing address, email address, and telephone number.

DATE

7-23-10

NAME (TYPE OR PRINT)

Paul Trause

SIGNATURE

TITLE

Deputy Commissioner

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